

1988 of Southwest Ninth street to the southern 1960 corporate limits of
 1989 the city of Des Moines; thence westerly and thence northerly along
 1990 the 1960 corporate limits to the center of the Raccoon river; thence
 1991 easterly along the center of the Raccoon river to the projected cen-
 1992 ter line of Forty-second street; thence north along the projected
 1993 center line and the center line of Forty-second street to the center
 1994 line of the Chicago, Milwaukee and St. Paul railroad right-of-way;
 1995 thence northwesterly along such right-of-way to the east line of
 1996 Ashworth park; thence north along the east line of Ashworth park
 1997 to the north line of lot thirty-four (34), Linden heights; thence
 1998 east along the north line of such lot thirty-four (34) to the north-
 1999 east corner thereof; thence north along the east line of Ashworth
 2000 park and the east line and the projected east line of Greenwood
 2001 park to the center line of Grand avenue; thence east along the cen-
 2002 ter line of Grand avenue to the center line of Twenty-eighth street;
 2003 thence north along the center line of Twenty-eighth street to the
 2004 center line of University avenue, the point of beginning.

2005 36. All other counties shall comprise one (1) representative dis-
 2006 trict each and each shall elect one (1) representative.

2007 All representatives shall at the time of their election be residents
 2008 of the representative district or representative subdistrict from
 2009 which elected.

2010 In the year 1970, each representative shall be nominated and
 2011 elected from districts as shall be determined by the sixty-third
 2012 (63rd) general assembly.

1 SEC. 5. If any part of any county or district is omitted from a
 2 senatorial subdistrict or representative subdistrict created within a
 3 county or district by this Act, the supreme court of the state of Iowa
 4 shall assign the omitted area of the county or district to a contigu-
 5 ous senatorial or representative subdistrict, whichever is applicable,
 6 in such manner as the supreme court shall determine to guarantee
 7 the electorate within the omitted area fair and equal representa-
 8 tion.

Approved July 24, 1967.

This Act was passed by the G. A. before July 1, 1967.

CHAPTER 106

PUBLIC RECORDS

S. F. 537

AN ACT to protect the right of citizens to examine public records and make copies thereof.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Wherever used in this Act, "public records" includes
 2 all records and documents of or belonging to this state or any county,
 3 city, town, township, school corporation, political subdivision, or tax-
 4 supported district in this state, or any branch, department, board,
 5 bureau, commission, council, or committee of any of the foregoing.

1 SEC. 2. Every citizen of Iowa shall have the right to examine all
2 public records and to copy such records, and the news media may
3 publish such records, unless some other provision of the Code ex-
4 pressly limits such right or requires such records to be kept secret or
5 confidential. The right to copy records shall include the right to make
6 photographs or photographic copies while the records are in the pos-
7 session of the lawful custodian of the records. All rights under this
8 section are in addition to the right to obtain certified copies of records
9 under section six hundred twenty-two point forty-six (622.46) of the
10 Code.

1 SEC. 3. Such examination and copying shall be done under the
2 supervision of the lawful custodian of the records or his authorized
3 deputy. The lawful custodian may adopt and enforce reasonable
4 rules and regulations regarding such work and the protection of the
5 records against damage or disorganization. The lawful custodian
6 shall provide a suitable place for such work, but if it is impracticable
7 to do such work in the office of the lawful custodian, the person de-
8 siring to examine or copy shall pay any necessary expenses of pro-
9 viding a place for such work. All expenses of such work shall be paid
10 by the person desiring to examine or copy. The lawful custodian may
11 charge a reasonable fee for the services of the lawful custodian or his
12 authorized deputy in supervising the records during such work.

1 SEC. 4. The rights of citizens under this Act may be exercised at
2 any time during the customary office hours of the lawful custodian of
3 the records. However, if the lawful custodian does not have custom-
4 ary office hours of at least thirty (30) hours per week, such right
5 may be exercised at any time from nine (9) o'clock a.m. to noon and
6 from one (1) o'clock p.m. to four (4) o'clock p.m. Monday through
7 Friday, excluding legal holidays, unless the citizen exercising such
8 right and the lawful custodian agree on a different time.

1 SEC. 5. The provisions of this Act and all rights of citizens under
2 this Act may be enforced by mandamus or injunction, whether or not
3 any other remedy is also available.

1 SEC. 6. It shall be unlawful for any person to deny or refuse any
2 citizen of Iowa any right under this Act, or to cause any such right to
3 be denied or refused. Any person knowingly violating or attempting
4 to violate any provision of this Act shall be guilty of a misdemeanor
5 and upon conviction shall be punished by a fine of not more than one
6 hundred (100) dollars.

1 SEC. 7. The following public records shall be kept confidential,
2 unless otherwise ordered by a court, by the lawful custodian of the
3 records, or by another person duly authorized to release information:

4 1. Personal information in records regarding a student, prospec-
5 tive student, or former student of the school corporation or educa-
6 tional institution maintaining such records.

7 2. Hospital records and medical records of the condition, diagnosis,
8 care, or treatment of a patient or former patient, including out-
9 patient.

10 3. Trade secrets which are recognized and protected as such by
11 law.

12 4. Records which represent and constitute the work product of an
13 attorney, which are related to litigation or claim made by or against
14 a public body.

15 5. Peace officers investigative reports, except where disclosure is
16 authorized elsewhere in this Code.

17 6. Reports to governmental agencies which, if released, would give
18 advantage to competitors and serve no public purpose.

19 7. Appraisals or appraisal information concerning the purchase of
20 real or personal property for public purposes, prior to public an-
21 nouncement of a project.

22 8. Iowa development commission information on an industrial
23 prospect with which the commission is currently negotiating.

24 9. Criminal identification files of law enforcement agencies. How-
25 ever, records of current and prior arrests shall be public records.

26 10. Personal information in confidential personnel records of the
27 military department of the state.

28 11. Personal information in confidential personnel records of pub-
29 lic bodies including but not limited to cities, towns, boards of super-
30 visors and school districts.

1 SEC. 8. In accordance with the rules of civil procedure the dis-
2 trict court may grant an injunction restraining the examination (in-
3 cluding copying) of a specific public record, if the petition supported
4 by affidavit shows and if the court finds that such examination would
5 clearly not be in the public interest and would substantially and ir-
6 reparably injure any person or persons. The district court shall take
7 into account the policy of this Act that free and open examination of
8 public records is generally in the public interest, even though such
9 examination may cause inconvenience or embarrassment to public
10 officials or others. Such injunction shall be subject to the rules of
11 civil procedure except that the court in its discretion may waive
12 bond. Reasonable delay by any person in permitting the examination
13 of a record in order to seek an injunction under this section is not a
14 violation of this Act, if such person believes in good faith that he is
15 entitled to an injunction restraining the examination of such record.

1 SEC. 9. Section ninety-one point thirteen (91.13), Code 1966, is
2 hereby repealed.

1 SEC. 10. Section four hundred twenty-two point sixty-five
2 (422.65), Code 1966, is amended by adding the following new sen-
3 tence at the end of subsection one (1):

4 "This subsection shall prevail over the provisions of any general
5 law of this state relating to public records."

1 SEC. 11. If it is determined that any provision of this Act would
2 cause the denial of funds, services or essential information from the
3 United States government which would otherwise definitely be avail-
4 able to an agency of this state, such provision shall be suspended as
5 to such agency, but only to the extent necessary to prevent denial of
6 such funds, services, or essential information.

1 SEC. 12. This Act, being deemed of immediate importance, shall
 2 be in full force and effect from and after its passage and publication
 3 in The Algona Upper Des Moines, a newspaper published at Algona,
 4 Iowa, and in the Independence Conservative, a newspaper published
 5 at Independence, Iowa.

Approved July 28, 1967.

This Act was passed by the G. A. on, or after, July 1, 1967.

I hereby certify that the foregoing Act, Senate File 537, was published in The Algona Upper Des Moines, Algona, Iowa, August 3, 1967, and in the Independence Conservative, Independence, Iowa, August 8, 1967.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 107

IOWA PUBLIC OFFICIALS ACT

S. F. 476

AN ACT relating to conflicts of interest of employees, officials and members of the general assembly of the state of Iowa.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. This Act shall be known as the "Iowa Public Officials
 2 Act".

1 SEC. 2. When used in this Act, unless the context otherwise re-
 2 quires:

3 1. "Compensation" means any money, thing of value, or financial
 4 benefit conferred in return for services rendered or to be rendered.

5 2. "Legislative employee" means any full time officer or employee
 6 of the general assembly but shall not include members of the general
 7 assembly.

8 3. "Member of the general assembly" means any individual duly
 9 elected to the senate or the house of representatives of the state of
 10 Iowa.

11 4. "Regulatory agency" means department of agriculture, indus-
 12 trial commissioner, bureau of labor, employment security commission,
 13 department of banking, insurance department, department of health,
 14 department of public safety, department of public instruction, board
 15 of regents, board of control, board of social welfare, state tax commis-
 16 sion, department of mines and minerals, commerce commission, liquor
 17 control commission, board of pharmacy examiners, state conservation
 18 commission, aeronautics commission, state highway commission, civil
 19 rights commission, soil conservation committee, public defense, and
 20 natural resources council.

21 5. "Employee" means any full time, salaried employee of the state
 22 of Iowa and does not include part time employees or independent con-
 23 tractors. Employee shall include but not be limited to all clerical
 24 personnel.

25 6. "Official" means any officer of the state of Iowa receiving a sal-
 26 ary or per diem whether elected or appointed or whether serving full